

06-04-02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent

US PATENT

Patent No.: 5,445,934  
Inventor: Stephen P.A. Fodor, et al.  
Issue Date: August 29, 1995  
App. No.: 07/954,646  
Filed: September 30, 1992  
Title: ARRAY OF OLIGONUCLEOTIDES ON A  
SOLID SUBSTRATE

**PERTINENCY OF PRIOR ART UNDER 35 U.S.C. 2202**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Ekins et al is relevant to Claims 1, 2, 3, 4, 7 and 8 since it discloses a microspot array on a suitable plastic surface capable of measuring one million (1,000,000) different substances in a sample volume of one hundred microlitres (Abstract). This prior art reference in combination with references disclosed during the prosecution of this patent disclose oligonucleotides exceeding the claimed density.

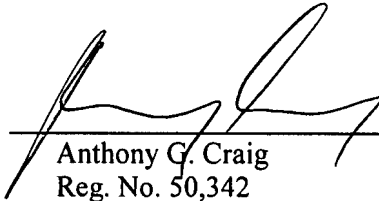
The undersigned hereby requests that his identity be excluded from the patent file and kept confidential and that the citation papers be submitted without any identification of the person making this submission.

Respectfully submitted,

FLIESLER MEYER LLP

Date: 5/31/07

By: \_\_\_\_\_

  
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Form PTO-1449  
(Substitute)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

Attorney Docket Number  
3003

Patent Number  
5,445,934



Information Disclosure Statement  
BY APPLICANT  
(Use several sheets if necessary)

Applicant/Patent Owner  
Stephen P.A. Fodor

Issue Date  
August 29, 1995

### U.S. PATENTS

Examiner Initial	Patent Number	Issue Date	First Named Inventor	Class	Subclass	Filing Date

### U.S. PATENT PUBLICATIONS

Examiner Initial	Patent Application Publication Number	Publication Date	Applicant

### FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Publication Date	Country	Class	Subclass	Translation Yes   No

### OTHER DOCUMENTS (Include author (if any), title, publisher and place of publication, date and pertinent pages)

	Ekins et al., "Development of Microspot Multi-Analyte Ratiometric Immunoassay Using Dual Fluorescent-Labelled Antibodies," <i>Analytical Chimica Acta</i> 227:73-96 (1989).

Examiner

Date Considered

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*1 = Copy not submitted because it was submitted in prior application SN \_\_/\_\_, filed \_\_\_\_, 20\_\_, relied on under 35 USC §120.

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